

Attorneys for Applicant
FPL Energy Sacramento Power, LLC

Energy Resources Conservation And Development Commission

} APPLICANT'S STATUS REPORT,
} NUMBER 2

Data Requests

366272.1

not answered as of June 18 all related to visual impacts. Data Request 65 requested measures to reduce visible plumes, in order to mitigate potential visual impacts. Plume abatement was not originally part of the project as proposed, but RLEPP decided to include plume abatement to address the concerns expressed by staff as raised in Data Request 65. It was not possible to complete an investigation of plume abatement technologies, and select and design the system most appropriate to the RLEPP, within the 30 days provided for data responses. This information was submitted with the supplemental responses on July 13, 2001. The remaining data requests that were not answered in the June 18 Data Responses all were affected by the inclusion of plume abatement. For example, the plume abatement technology affected the site plan, and so preparation of a detailed landscape plan (Data Request 64) could not be completed until the plume abatement technology was finalized. Similarly, revised simulations for various KOPs (e.g., Data Requests 48, 51, 53, etc.) could not be completed until the plume abatement technology was finalized and the landscape plan was complete.

The supplemental responses included all outstanding information, with the exception of revised simulations for several of the KOPs. At the Data Response Workshop, CEC staff requested that the information regarding plume abatement and related changes in the cooling tower design and plot plan be included in a supplement to the AFC. As requested by staff, Applicant will prepare a supplement that incorporates this information, as described further below.

Data Response Workshop

Applicant attended and participated in a Data Response Workshop on July 17 and 18, 2001 relating to data Requests 1 through 91. At the Data Response Workshop, it became apparent that staff has concerns regarding visual impacts relating to the turbine hall, noise impacts at certain residences, and water supply. These issues are

discussed further in *Progress of Significant Issues*, below.

Planned Workshops

Currently, a workshop is being planned for mid-August to discuss water supply issues and analyses. Six dates were suggested by CEC staff for the workshop. Applicant responded that all of the dates are acceptable.

Progress on Significant Issues

CEC staff identified several issues in its Status Report #1 and at the July 17-18 Data Response Workshop. Applicant desires to further explore these issues and, if possible, find ways to address staff's concerns prior to issuance of the Preliminary Staff Assessment. In an effort to address these issues, Applicant will provide additional materials in the form of a supplement to the AFC. (See *Supplement and Schedule*, below.) Below are the issues identified by staff which Applicant will address.

Visual Resources

Staff raised questions about the potential visual impact of the plume that the project may generate and requested information on plume abatement. In the Supplemental Responses, Applicant presented plume abatement technology that will be incorporated into the project. (See *Data Responses*, above.) Further, at the Data Response Workshop, the staff raised questions concerning the size and mass of the turbine hall. Applicant is evaluating the current turbine hall and considering alternatives which would reduce the mass of the proposed turbine hall. In addition, Applicant has requested that staff explain the significance criteria that staff will use in evaluating visual impacts from the project.

Water Supply

Staff has stated concerns about the source of the project's water supply. Applicant is evaluating alternative sources for the project and/or mitigation measures to address the staff's concerns. As part of this effort, a Water Workshop is being scheduled. At the Water Workshop, Applicant expects to discuss analytical methods for evaluating impacts from water supply, selection of mitigation measures or alternatives that should be evaluated, and the significance thresholds that will be used in evaluating impacts from the project or alternatives.

Noise

Staff raised questions regarding potential noise impacts on certain residences. The residences at issue are not the closest residences, but are located in relatively quiet areas. As of the July 17-18 workshop, staff had not yet determined the significance threshold that it will apply in evaluating the potential noise impacts of the project at these locations. Staff indicated that it may not rely exclusively on the County noise ordinance as a significance threshold. Staff indicated that it has informally used an increase of 5 dba in the past, but that this threshold may be inappropriate for locations with low ambient background noise. Once the significance threshold is clarified, Applicant will be able to consider steps to avoid or mitigate impacts, if any, that exceed the threshold.

Interconnection

As staff noted in its Status Report #1, Western Area Power Administration is exploring alternative configurations to interconnection for the RLEPP. Applicant and Western have not at this time concluded that the interconnection will be any different than the configuration described in the AFC. If Western provides the Applicant with

sufficient information regarding an agreed alternative, Applicant will include this information in the upcoming supplement. (See ***Supplement and Schedule***, below.)

Land Use

On June, 5, 2001, the County's Planning Department wrote to Lance Shaw at the CEC confirming that the proposed RLEPP is consistent with the zoning at the site as well as a zoning agreement relating to the property. In its Status Report #1, staff stated that "a zoning conflict exists". Subsequently, Sacramento County Counsel's Office has again confirmed that the project is consistent with the zoning and zoning agreement. We understand that the Sacramento County Board of Supervisors will be holding a meeting on August 29, 2001 regarding the project's consistency with the County's zoning code and the zoning agreement. Applicant will attend the hearing.

Supplement and Schedule

Applicant wants to be responsive to concerns raised by staff, and currently is considering potential measures to address those concerns. These measures may require additional changes to the project. In addition, as noted above, Western Area Power Administration continues to express an interest in exploring alternative interconnections, which also might prompt changes to the project. Any resulting project changes would most effectively and efficiently be presented in a single supplement. Applicant recognizes that this will require a change to the schedule, to allow time for staff to consider the information presented in the supplement in preparing its Preliminary Staff Assessment.

Therefore, on or before August 3, 2001, Applicant will file a proposed revision to the Committee Scheduling Order. The proposed revised schedule will allow time for Applicant to further examine the issues of concern and incorporate any further

changes in a single supplement to be submitted prior to issuance of the Preliminary Staff Assessment. It also will provide time for the parties to convene a Water Workshop, which Applicant believes is a necessary prerequisite to submission of a supplement that is responsive to staff's concerns on water supply.

DATED: August 1, 2001

Respectfully Submitted,

ORIGINAL SIGNED

Jocelyn Niebur Thompson
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STATE OF CALIFORNIA

**Energy Resources Conservation
and Development Commission**

In the Matter of:)	Docket No. 01-AFC-1
)	
Application for Certification for the)	PROOF OF SERVICE
FPL Energy Sacramento Power, LLC)	
RIO LINDA/ELVERTA POWER)	
<u>Project (RLEPP)</u>)	

I, Heather Thai, declare that on August 1, 2001, I served a copy of the attached APPLICANT'S STATUS REPORT, NUMBER 2 electronically and by Federal Express by depositing such envelope in a facility regularly maintained by Federal Express with delivery fees fully provided for or delivered the envelope to a courier or driver of Federal Express authorized to receive documents at Weston, Benshoof, Rochefort, Rubalcava & MacCuish LLP, 333 South Hope Street, 16th Floor, Los Angeles, California 90071 with delivery fees fully provided for and addressed to the following:

DOCKET UNIT

Send the original signed document plus the required 12 copies to the address below:

CALIFORNIA ENERGY COMMISSION
DOCKET UNIT, MS-4
Attn: Docket No. 01-AFC-1
1516 Ninth Street
Sacramento, CA 95814-5512

* * * *

In addition to the document served to the Commission Docket Unit, I also served individual copies of the same document by First Class Mail enclosing the document in a sealed envelope on the following parties. I am "readily familiar" with this firm's practice for the collection and the processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, the correspondence would be deposited with the United States Postal Service at 333 South Hope Street, 16th Floor, Los Angeles, California 90071.

Status Report #2

Page 7

Angeles, California 90071 with postage thereon fully prepaid the same day on which the correspondence was placed for collection and mailing at the firm. Following ordinary business practices, I placed for collection and mailing with the United States Postal Service such envelope at Weston, Benshoof, Rochefort, Rubalcava & MacCuish LLP, 333 South Hope Street, 16th Floor, Los Angeles, California 90071.

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I declare under penalty of perjury that the foregoing is true and correct. Executed this 1st day of August, 2001 at Los Angeles, California.

ORIGINAL SIGNED

Heather Thai